

**THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
ASHEVILLE DIVISION**

**VOLVO TRADEMARK HOLDING)
AKTIEBOLAGET, a Swedish corporation,)
VOLVO CONSTRUCTION EQUIPMENT)
NORTH AMERICA, INC., a Delaware)
corporation, and CHAMPION ROAD)
MACHINERY LIMITED, a Canadian)
corporation,)
)
Plaintiffs,)**

v.)

Civil Action No. 1:00CV238T

**CLM EQUIPMENT COMPANY, INC., a)
Texas corporation; FUTURE EQUIPMENT)
COMPANY, INC., a Texas corporation; and)
CLARK MACHINERY COMPANY, an)
Arkansas corporation,)
)
Defendants.)**

**CLM EQUIPMENT COMPANY, INC., a)
Texas corporation; FUTURE EQUIPMENT)
COMPANY, INC., a Texas corporation; and)
CLARK MACHINERY COMPANY, an)
Arkansas corporation,)
)
Plaintiffs.)**

v.)

Civil Action No. 1:01CV232T

**VOLVO CONSTRUCTION EQUIPMENT)
NORTH AMERICA, INC., a Delaware)
corporation, and CHAMPION ROAD)
MACHINERY LIMITED, a Canadian)
corporation.)
)
Defendants.)**

ORDER

THIS MATTER is before the Court on Volvo's Motion For Leave to File Consolidated Summary Judgment Opposition and Memorandum in Support of Motion for Summary Judgment.

Upon consideration of this motion, and it appearing to the Court that the Motion is meritorious and proper,

IT IS, THEREFORE, ORDERED that Volvo's motion is **ALLOWED**; the consolidated brief in opposition to Clark's motion for summary judgment and in support of its own cross-motion for summary judgment shall not to exceed 40 total pages.

Signed: September 23, 2005

A handwritten signature in dark ink, appearing to read "L. H. Thornburg", written over a horizontal line.

Lacy H. Thornburg
United States District Judge

